

Adopted	Rejected
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COMMITTEE REPORT

YES:	11
NO:	1

MR. SPEAKER:

*Your Committee on Local Government, to which was referred House Bill 1085, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1 Page 1, delete lines 4 through 17, begin a new paragraph and insert:
- 2 "Chapter 13. Display of Political Signs on Property Subject to
- 3 Restrictive Covenants or Homeowners Association Rules
- 4 Sec. 1. The definitions in IC 3-5-2 apply to this chapter.
- 5 Sec. 2. As used in this chapter, "rules" refers to any of the
- 6 following:
- 7 (1) A restrictive covenant.
- 8 (2) A homeowners association rule.
- 9 Sec. 3. As used in this chapter, "sign" refers only to a sign
- 10 advocating:
- 11 (1) the election or defeat of one (1) or more candidates for:
- 12 (A) nomination; or
- 13 (B) election;
- 14 to a public office;

(2) support for or opposition to:

(A) a political party; or

(B) a political party's candidates; or

(3) the approval or disapproval of a public question.

Sec. 4. Except as provided in section 5 of this chapter, a homeowners association may not adopt or enforce a rule that prohibits a member of the homeowners association from displaying a sign on the member's property during the period:

(1) beginning thirty (30) days before; and

(2) ending five (5) days after;

the date of the election to which the sign relates.

Sec. 5. A homeowners association may adopt and enforce rules relating to a sign described in section 3 of this chapter that do any of the following:

(1) Restrict the size of a sign if the rule permits a homeowner to display a sign that is at least as large as signs commonly displayed during election campaigns.

(2) Restrict the number of signs that may be displayed if the rule permits a homeowner to display a reasonable number of signs.

(3) Restrict the locations where a sign may be displayed. However, a restriction under this subdivision may not prohibit the display of a sign:

(A) in a window on the homeowner's property; or

(B) on the ground that is part of the homeowner's property.

Sec. 6. A homeowners association may remove a sign that violates the rules permitted by this chapter."

Delete page 2.

(Reference is to HB 1085 as introduced.)

and when so amended that said bill do pass.

Representative Smith V